

United States District Court

For the Northern District of California

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

11 VNUS MEDICAL TECHNOLOGIES, INC. No. C-05-2972 MMC

12 || Plaintiff

13 || v.

14 | DIOMED HOLDINGS, INC., et al.,

Defendant

**ORDER DENYING DEFENDANTS'
MOTION FOR ADMINISTRATIVE RELIEF
FOR LEAVE TO FILE SUR-REPLY IN
OPPOSITION TO PLAINTIFFS' MOTION
TO STRIKE**

17 Before the Court is defendants' "Motion for Administrative Relief for Leave to File
18 Sur-reply in Opposition to Plaintiff's Motion to Strike the Declarations of Drs. Ted R. Kohler
19 and Mark N. Isaacs and Portions of Defendants' Claim Construction Briefs, or in the
20 Alternative, to Submit Rebuttal Expert Declarations," filed November 17, 2006.

21 Plaintiff's reply does not raise new issues but, rather, responds to the arguments
22 made in defendants' opposition. Accordingly, defendants' motion for administrative relief is
23 hereby DENIED.

IT IS SO ORDERED.

26 || Dated: November 17, 2006

Makine M. Chesney
MAKINE M. CHESNEY
United States District Judge